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**COMMONWEALTH OF VIRGINIA, ex rel.**

**NORTHERN VIRGINIA ELECTRIC COOPERATIVE,**  
**Petitioner,**

**v.**

**CASE NO. PUE010512**

**VIRGINIA ELECTRIC AND POWER COMPANY  
d/b/a DOMINION VIRGINIA POWER,  
SMITHSONIAN INSTITUTION, AND U. S.  
GENERAL SERVICES ADMINISTRATION,**

**Respondents.**

**For a Petition for Declaratory Judgment  
and Motion for Injunction**

**HEARING EXAMINER'S RULING**

**February 1, 2002**

On February 1, 2002, Old Dominion Electric Cooperative ("Old Dominion") and the Va., Md. & Del. Association of Electric Cooperatives ("Association"), by counsel, filed a motion requesting leave to file their post-hearing brief one day out of time. Old Dominion and the Association state that they served copies of their post-hearing brief to all parties, the Staff, and the Chief Hearing Examiner on January 31, 2002, prior to the close of business, as directed by the Chief Hearing Examiner. Old Dominion and the Association did not, however, file their post-hearing brief with the Clerk's office prior to its closing on January 31, 2002. Having been advised that counsel for the Staff and counsel for the parties have no objection, I find the motion should be, and is hereby, granted. Accordingly,

**IT IS DIRECTED** that the post-hearing brief of Old Dominion and the Association is hereby accepted for filing.

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Deborah V. Ellenberg  
Chief Hearing Examiner